UNITED STATES PATENT AND TRADEMARK OFFICE

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EXAMINER
ADDY, THJUAN KNOWLIN

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2614	

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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

-- *The MAILING DATE of this communication appears on the cover sheet with the correspondence address* --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE <u>3</u> MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☒ Responsive to communication(s) filed on <u>28 January 2004 and 27 July 2005</u>.

2a)☐ This action is **FINAL.**   2b)☒ This action is non-final.

3)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4)☒ Claim(s) <u>1-15</u> is/are pending in the application.

    4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5)☐ Claim(s) _____ is/are allowed.

6)☒ Claim(s) <u>1-15</u> is/are rejected.

7)☒ Claim(s) <u>3</u> is/are objected to.

8)☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9)☐ The specification is objected to by the Examiner.

10)☒ The drawing(s) filed on <u>28 January 2004</u> is/are: a)☒ accepted or b)☐ objected to by the Examiner.

    Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

    Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12)☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

    a)☐ All   b)☐ Some * c)☐ None of:

      1.☐ Certified copies of the priority documents have been received.

      2.☐ Certified copies of the priority documents have been received in Application No. _____.

      3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

    * See the attached detailed Office action for a list of the certified copies not received.

DETAILED ACTION

Claim Objections

1.   Claim 3 is objected to because of the following informalities: Claim 3 recites "the

diatlto protocol". Examiner believes that it should recite "the dialto protocol".

Appropriate correction is required.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that

form the basis for the rejections under this section made in this Office action:

> A person shall be entitled to a patent unless –
>
> (e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2.   Claims 1-15 are rejected under 35 U.S.C. 102(e) as being anticipated by Kim et

al (US 7,177,415).

3.   In regards to claim 1, Kim discloses a method for identifying a telephone number

to a computer system for processing a telephone call over the Internet (See Fig. 2 and

Internet 250) to a user assigned to said telephone number (See col. 1-2 lines 61-2),

comprising: receiving data (for example, the data is the name, address, or e-mail

address of a person or company) entered into said computer system by a caller through

a web browser (See Fig. 2 and web browser 200); searching said data for said

telephone number or a proxy representing said telephone number; processing said

telephone call to said telephone number if said telephone number is found in said data

(See col. 3 lines 9-24, col. 3 lines 35-53, and col. 4 lines 1-20); and accessing a name

server (See Fig. 2 and web server 210) to translate said proxy into said telephone

number for return to said computer system for processing said telephone call to said

telephone number if said telephone number is not found in said data (See col. 4 lines

46-58).

4.   In regards to claim 2, Kim discloses the method, wherein the web browser

translates the proxy in accordance with an establish protocol (See col. 3 lines 9-24 and

col. 4 lines 6-20).

5.   In regards to claim 3, Kim discloses the method, wherein the protocol is the

diatlto (e.g., dialto) protocol (See col. 3 lines 9-24 and col. 4 lines 6-20).

6.   In regards to claim 4, Kim discloses the method, wherein the web browser

creates search hook objects from said data entered into the computer system to

translate said data when the web browser is unable to identify the established protocol

(See col. 4 lines 53-58).

7.   In regards to claim 5, Kim discloses the method, wherein data that cannot be

translated using search hook objects is transferred back to the web browser (See col. 4

lines 33-38 and col. 4 lines 53-58).

8.   In regards to claim 6, Kim discloses the method, wherein said name server can

store a proxy for a telephone number (See col. 3 lines 54-61).

9.   In regards to claim 7, Kim discloses the method, wherein the web browser

provides a sub-window within the main web browser window on the computer system

wherein a proxy for a telephone number can be created and stored for later access

(See col. 3 lines 35-47 and col. 3 lines 54-61).

10.   In regards to claim 8, Kim discloses the method, wherein the proxy consists of a

name, letter, numbers, or symbols (See col. 3 lines 43-47).

11.   In regards to claims 9 and 14, Kim discloses a method and system of parsing

through web pages to identify a telephone number or a proxy comprising the steps of:

using a specified predictive or adaptive algorithm to detect telephone number data;

transforming each identified telephone number that is detected into a URI; providing a

user with the transformed telephone number as a URI (See col. 3 lines 9-24 and col. 3

lines 48-67).

12.   In regards to claim 10, Kim discloses the method, wherein the URI is provided to

said computer system as a hyperlink on the web browser (See col. 3-4 lines 62-11).

13.   In regards to claim 11, Kim discloses the method, wherein the web browser dials

the telephone number associated with said URI (See col. 3 lines 9-24 and col. 4 lines 6-

20).

14.   In regards to claim 12, Kim discloses the method, wherein the web browser dials

the telephone number through a distributed proxy server (See col. 3 lines 9-24).

15.   In regards to claim 13, Kim discloses the method, wherein said web browser

dials the telephone number through an IP gateway (See col. 1-2 lines 61-2).

16.   In regards to claim 15, Kim discloses the system, wherein telephone numbers

can be dialed using the computer network (See col. 1-2 lines 61-2) or a circuit-switched

telecommunication network (See col. 4 lines 53-58).

Conclusion

17.   The prior art made of record and not relied upon is considered pertinent to

applicant's disclosure. Musk et al (US 6,185,194) teach a system and method for

initiating a telephone call utilizing Internet initiation.

18.   Any inquiry concerning this communication or earlier communications from the

examiner should be directed to Thjuan K. Addy whose telephone number is (571) 272-

7486. The examiner can normally be reached on Mon-Fri 8:30-5:00pm.

19.   If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Ahmad Matar can be reached on (571) 272-7488. The fax phone number

for the organization where this application or proceeding is assigned is 571-273-8300.

20.   Information regarding the status of an application may be obtained from the

Patent Application Information Retrieval (PAIR) system. Status information for

published applications may be obtained from either Private PAIR or Public PAIR.

Status information for unpublished applications is available through Private PAIR only.

For more information about the PAIR system, see http://pair-direct.uspto.gov. Should

you have questions on access to the Private PAIR system, contact the Electronic

Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a

USPTO Customer Service Representative or access to the automated information

system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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